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Date **March 9, 2004**To: **Group Receptionist Art Unit 2876**Fax No.: **0011 1 703 303 7777** *not responding - 872 9306*Subject: **United States Patent Application No. 09/575,154**  
**Inventors/Assignors: Paul Lapstun, Kia Silverbrook and Simon Robert**  
**Walmsley**Assignee: **SILVERBROOK RESEARCH PTY LTD**  
Our Ref: **NPT001US****OFFICIAL**Total Number of Pages (including this) : **29**

Attached is a request to Withdraw Abandonment to the Notice of Abandonment, of Examiner Daniel St Cyr, dated February 24, 2004.

Regards

Leonie News  
Silverbrook Research Pty Ltd

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PTO/SB/21 (08-03)

Approved for use through 07/31/2009. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/675 154
	Filing Date	May 23, 2000
	First Named Inventor	Paul Lapstun
	Art Unit	2876
	Examiner Name	Daniel St Cyr
Total Number of Pages in This Submission	Attorney Docket Number	NPT001US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks: Email: kia.silverbrook@silverbrookresearch.com Telephone: 61-2-9818-6633 Facsimile: 61-2-9555 7762		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Paul Lapstun, Kia Silverbrook and Simon Robert Walmsley c/Silverbrook Research Pty. Ltd. 393 Darling Street, Balmain, NSW, 2041, Australia	
Signature	<i>Paul Lapstun</i> <i>Simon Walmsley</i>	
Date	March 9, 2004	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Paul Lapstun, Kia Silverbrook and Simon Robert Walmsley		
Signature	<i>Paul Lapstun</i> <i>Simon Walmsley</i>	Date	March 9, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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March 9, 2004

Commissioner of Patents  
United States Patent and Trademarks Office  
P.O. Box 1450  
ALEXANDRIA VA 22313-1450  
UNITED STATES OF AMERICA

Attn: Examiner Daniel St Cyr  
Art Unit: 2876

Dear Examiner Daniel St Cyr

**USSN 09/575,154****In the Name of Paul Lapstun, Kia Silverbrook and Simon Robert Walmsley****Docket No: NPT001US**

In response to the Notice of Abandonment we hereby lodge a petition to WITHDRAW  
HOLDING OF ABANDONMENT.

The Notice of Abandonment states that a reply to the Office Action mailed on July 3, 2003  
was not received by the USPTO. We confirm that the reply was faxed in response to the  
Office Action mailed on July 3, 2003. We therefore petition the commissioner to  
WITHDRAW HOLDING OF ABANDONMENT on this application.

The enclosed Declaration of my Patent Administrator, Leonie Frances News, confirms that a  
response was faxed to the USPTO on September 3, 2003.

We respectfully request favourable consideration of our petition.

Yours sincerely,

Kia Silverbrook  
Silverbrook Research Pty Ltd

Encl.

Commonwealth of Australia  
Statutory Declarations Act 1959

STATUTORY DECLARATION

In the Matter of US Patent  
Application No. 09/575,154  
in the name of Paul Lapstun, Kia  
Silverbrook and Simon Robert  
Walmsley

I LEONIE FRANCES NEWS of 393 Darling Street, Balmain, New South Wales, 2041,  
Australia do solemnly and sincerely declare as follows:

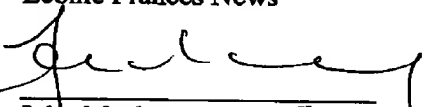
1. I am the Patent Administrator of Silverbrook Research Pty Ltd and have held this position since 1 September 1999.
2. I have responsibility for maintaining files, preparing responses and forwarding the responses to Office Actions for the United States patent applications of Simon Robert Walmsley and Silverbrook Research Pty Ltd, including US Patent Application No. 09/575,154 ("*The Patent Application*").
3. I received a Notice of Abandonment on The Patent Application stating that the reply was not timely filed at the USPTO to Office Action mailed on July 3, 2003.
4. I then checked my file for The Patent Application and now state that the reply was faxed to the USPTO on The Patent Application on September 3, 2003. A copy of the Reply sent to the Office Action and all other accompanying documents are attached, together with the fax transmission sheet and Transmittal Form and marked as Exhibit LFN-1.

And I make this solemn declaration aware of the penalties for false declarations under section 11 of the Statutory Declarations Act 1959 (Cwth of Australia).

Declared at Sydney )  
This 8<sup>th</sup> day of March )  
2004 by Leonie Frances )  
News )

  
Leonie Frances News

Before me:

  
John Mackay  
Solicitor of the Supreme Court  
Of New South Wales

## Exhibit LFN-1